IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL WRIT PETITION NO.882 OF 2005

Fakir Mohd. Hasanmiya Navade .... Petitioner
Vs.
Al-Ameen Islamic Financial Investment Corporation (India) Ltd., and others .... Respondents

Shri Dilip Bodke for the Petitioner.

Shri S.S. Sayyed for the Respondent Nos.1 and 2.

Shri D.S. Mhaispurkar, A.P.P., for the State.

CORAM: R.M.S. KHANDEPARKAR &
P.V. KAKADE, JJ.

DATED: APRIL 21, 2005

P.C:

The learned A.P.P., on taking instructions, states that already the FIR is registered as C.R. No.94/2005 at the Mumbra police station against the Al-Ameen Islamic Financial Investment Corporation (India) Limited under Section 420 r/w Section 34 of the Indian Penal Code and therein the respondents will also record the statement of the petitioner as the case of the petitioner is similar to the one under the said FIR. The petitioner may in that regard contact the investigating officer at the said police station and the respondents will accordingly take necessary steps. The learned Advocate for the petitioner has stated that the

FIR is registered only under Section 420 r/w Section 34 of the Indian Penal Code whereas the offence also relates to criminal breach of trust and in that regard the investigation is also necessary. Nothing prevents the petitioner from placing the necessary facts before the investigating officer in that regard. If such facts are disclosed, needless to say that the investigating officer will have to consider the matter in that regard in accordance with the provisions of law. While accepting the statement of the learned A.P.P., as stated above, nothing further is required to be done in the matter and the petition is accordingly disposed of.

(R.M.S. Khandeparkar, J.)

(P.V. Kakade, J.)